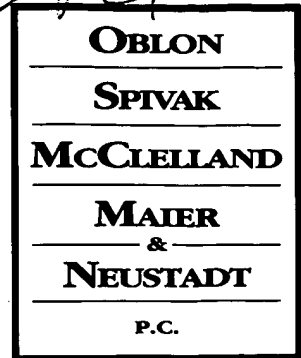




ATTENTION: APPLICATIONS BRANCH



ATTORNEYS AT LAW

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**THIS IS A RESPONSE TO A  
NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED  
STATES DESIGNATED/ELECTED  
OFFICE (DO/EO/US)**

ASSISTANT COMMISSIONER FOR PATENTS BOX PCT  
WASHINGTON, D.C. 20231

Re: Serial No.: 09/890,969  
Applicant(s): Bang LUU et al.  
Filing Date: AUGUST 8, 2001  
For: PREVENTIVE AND THERAPEUTIC DRUG  
FOR NEURODEGENERATIVE DISEASE

SIR:

Attached hereto for filing are the following papers:

**Filing of Declaration Under 37 CFR §1.53(f)  
Declaration, Power of Attorney and Petition (5 pages executed)  
Return Copy - Notification of Missing Requirements Under 35 U.S.C. 371 in the United States  
Designated/Elected Office(DO/EO/US)  
Petition Under 37 C.F.R. §1.47(a) w/Attached Exhibit A and B  
Request for Extension of Time (five months)**

Our check in the amount of \$2,220.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the U.S. Patent and Trademark Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. §1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. §1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Norman F. Oblon  
Registration No. 24,618

Roland E. Martin  
Registration No. 48,082

Docket No. 211815US0PCT

**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 11/98)

Docket No.

211815US0PCT

Rec'd PCT/PTO 11 APR 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Bang LUU et al.

SERIAL NUMBER: 09/890,969

ATTN: APPLICATION BRANCH

FILING DATE: AUGUST 8, 2001

FOR: PREVENTIVE AND THERAPEUTIC DRUG FOR NEURODEGENERATIVE DISEASE

**FILING OF DECLARATION UNDER 37 CFR 1.53(f)**

ASSISTANT COMMISSIONER FOR PATENTS BOX PCT  
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated SEPTEMBER 11, 2001, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the following information:

Name(s) of Inventor(s)

Title of Invention

Attorney Docket Number

Filing Date

thereby adequately identifying the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 7/98)

  
Norman F. Oblon

Attorney of Record

Registration No. 24,618

Roland E. Martin

Registration No. 41,504

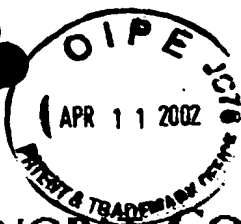


Exhibit A

## TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH  
ARUGA PATENT OFFICE

December 11, 2001

KYODO BLDG, 1-3-6  
NIHONBASHI NINGYOCHO  
CHUOKU, TOKYO 103-0013  
JAPAN

Phone: 03-3669-0904  
Facsimile (Gill): 03-3669-8610  
03-5695-7948  
EMAIL: apc@firm.email.ne.jp

Dr. Philippe Chabert  
9, rue du Temple,  
68300  
Saint-Louis,  
France

via DHL

Dear Dr. Chabert:

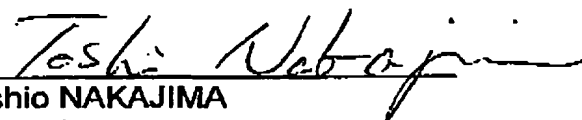
This letter might come as a surprise to you especially since we have never met or discussed before. We are a Japanese patent attorney firm that have now been authorized by MEIJI DAIRIES CORPORATION to handle an important patent application of this Japanese company. This company has all the rights to file said patent application and seek its patent protection in any country, on the basis of the contract agreed on between this company and your country's institute University Louis Pasteur.

From this institute we were informed that Mr. Philippe Chabert is one of co-researchers having participated in the invention related to the above-mentioned patent application, and suggested that we should send you a letter asking your cooperation if such need happens in connection with the above-mentioned application.

Presently we are preparing a regional patent application to file in each country of Europe, U.S.A., Canada and Japan, but under the Patent Law of U.S.A. we are required to submit two formal documents (i.e., "Assignment of Application" and "Declaration and Power of Attorney for Patent Application") signed and dated by individual co-researchers. The similar requirement is stipulated in the Canadian Patent Law under which we must submit an Assignment executed by individual co-researchers.

As you can find from the attached forms, we have already obtained the signature and date of the other co-researchers participated in the invention. And therefore, it would be highly appreciated if we could be quickly returned from you all the forms completed by filling your signature and date in the blanks indicated by arrow marks.

Very truly yours,  
TOKYO TECHNOPAT CORPORATION

  
Toshio NAKAJIMA  
Patent Attorney

TN/as  
Encls.:

[illegible]



*Exhibit B*

**URGENT**

# TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH  
ARUGA PATENT OFFICE

KYODO BLDG, 1-3-6  
NIHONBASHI NINGYOCHO  
CHUOKU, TOKYO 103-0013  
JAPAN

Phone: 03-3669-0904  
Facsimile (GII): 03-3669-8610  
03-5695-7948  
EMAIL: apo@firm.email.ne.jp

January 24, 2002


Dr. Philippe Chabert  
9, rue du Temple,  
68300  
Saint-Louis,  
France

*Express Mail*

Dear Dr. Chabert:

We are sending you this letter to call up your attention to our previous letter of December 11, 2001, in which we explained that we must submit the deeds (Assignment and Power of Attorney) signed by all co-inventors including you, to the patent office of each country of U.S.A. and Canada. Since we have not yet received your return, we are now pressed from both patent offices to submit said deeds as soon as possible. Therefore, we would sincerely request you that if there is no specific reason inconvenient to you, please sign the deeds and return the same to us quickly thereafter.

Very truly yours,

  
Toshio NAKAJIMA  
Patent Attorney

TN/as